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September 15, 2006

**By CM/ECF and Hand Delivery**

The Honorable Sue L. Robinson  
Chief Judge  
United States District Court for the District of Delaware  
U.S. Courthouse  
844 N. King Street  
Wilmington, DE 19801

Re: Koken v. GPC International, Inc. D. Del., C.A. No. 05-223 (SLR)

Dear Judge Robinson:

Pursuant to the Court's Order dated September 7, 2006 (D.I. 68), I write on behalf of Defendant and Third-Party Plaintiff, GPC International, Inc. ("GPC"), and am pleased to report that plaintiff M. Diane Koken ("Koken") and GPC have signed the settlement agreement between them. GPC and Third-Party Defendant Zurich-American Ins. Co. ("Zurich") have entered into a tolling agreement. The parties expect to file a stipulation and order of dismissal, with prejudice as to the Koken claims against GPC, and without prejudice as to the GPC claims against Zurich, promptly.

Accordingly, the teleconference set for Monday, September 18, 2006, at 11:00 a.m. can be taken off the Court's calendar. We very much appreciate the Court's (and Magistrate Judge Thyng's) assistance in this matter.

Respectfully submitted,



John M. Seaman (#3868)

cc: Sheldon K. Rennie, Esq., counsel for Plaintiff (by CM/ECF and email)  
Gerald E. Arth, Esq., counsel for Plaintiff (by CM/ECF and email)  
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